

UNITED STATES DISTRICT COURT

for the

Eastern District of Tennessee

Kona Ice, Inc.

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)

*Plaintiff(s)*

Civil Action No. 1:18-cv-00041

v.

Howard Hale,  
Fun Time Foods, LLC

)  
)  
)  
)  
)

*Defendant(s)*

)

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* Fun Time Foods, LLC  
c/o Howard Dwayne Hale, Registered Agent  
1312 Sunnyfield Lane  
Chattanooga, Tennessee 37412

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

William J. Rieder  
J. Alan Jackson II  
Spears, Moore, Rebman & Williams, P.C.  
601 Market Street, Suite 400, Chattanooga, Tennessee 37401  
Telephone: 423-756-7000

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 3/2/2018



CLERK OF COURT

*John Meleane*  
Signature of Clerk or Deputy Clerk

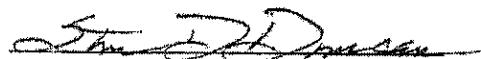


## AFFIDAVIT OF SERVICE

I, Steve D. Duncan, being duly sworn, make oath as follows: I have personally served Fun Time Foods, LLC c/o Howard Dwayne Hale, Registered Agent, with a true copy of the attached Civil Action at: the Chicken on a Stick Event Booth, Parking Space 220, Riverfront Parkway east of Olgiati Bridge, Chattanooga, Tennessee on the 9<sup>th</sup> day of June, 2018 at 4:20 PM.

I further attest I am over the age of 18, am a resident of the State of Georgia and a Licensed Private Investigator in the State of Tennessee.

Dated this 11th day of June, 2018.



Steven D. Duncan

TN P.I. # 4777

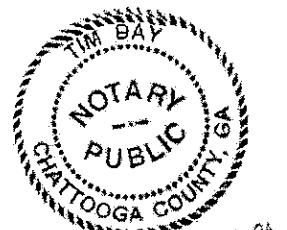
Affiant

Sworn to and subscribed before me this 11<sup>th</sup> day of June, 2018.



NOTARY PUBLIC

My commission expires: 3-21-22



Notary Public, Chattanooga County, GA  
My Commission Expires Mar. 21, 2022

**CERTIFICATE OF SERVICE**

I hereby certify that on June 12, 2018, a copy of the foregoing was served via First Class Mail to Defendants Mr. Howard Hale and Fun Time Foods, LLC, 1312 Sunnyfield Lane, Chattanooga, TN 37412, and 6234 Perimeter Drive Chattanooga, Tennessee 37421.

/s/ Joseph Alan Jackson II